

HIGH COURT OF UTTARANCHAL AT NAINITAL.

Writ Petition no. 1308 (S/S) 2005

Har Pal Singh Chauhan
S/o late of Sri Inder Singh Chauhan,
R/o 253, Guru Road, Patel Nagar,
Dehradun, Uttaranchal.

----Petitioner.

Vs.

1. State of Uttaranchal through Secretary,
Secondary education, Dehradun,
2. Director of Education, Uttaranchal Sashan,
Dehradun.
3. Joint Director of Education,
Garhwal Mandal, Pauri,
4. Committee of Management,
through its Manager,
Gandhi Inter College, Dehradun.

----Respondents.

Sri C.K. Sharma, learned counsel for the petitioner.
Learned Standing Counsel for the respondent nos. 1 to 3.

Hon'ble M.M. Ghildiyal, J.

Heard Sri C.K. Sharma, learned counsel for the petitioner and learned Standing Counsel for the State who accepts notices for respondent nos. 1 to 3.

By means of this writ petition, the petitioner has prayed to issue a writ, order or direction in the nature of mandamus commanding the respondents to regularize the services of the petitioner in pursuance of the Government Order dated 20.04.1998 with effect from initial date of his appointment with all consequential benefit.

Submission of the petitioner is that he was appointed as Assistant Teacher on 01.09.1971 in Gandhi Inter College, Dehradun and since then he is working continuously. In the year 1992, the Committee of Management promoted the petitioner on the post of Lecturer Geography. According to the

petitioner, the said promotion was approved by the District Inspector of Schools, Dehradun vide order dated 06.06.1992 to be affected from 01.07.1992, however the services of the petitioner have not been regularized. In this regard, the petitioner had made representation to the authority concerned but the authorities did not pay any heed towards it, hence the petitioner is compelled to file this writ petition.

During the course of arguments counsel for the petitioner has contended that he may be permitted to make representation afresh before the Joint Director of Education, Garhwal Mandal, Pauri and the Joint Director of Education may be directed to decide the same within a particular period.

The prayer is innocuous.

The petitioner may move representation before the Joint Director of Education, Dehradun within a period of two weeks from today. The joint director of Education is directed to take decision on the representation of the petitioner within a period of six weeks from the date of receipt of the representation, alongwith, a certified copy of this order.

The writ petition is disposed of accordingly.

(M.M. Ghildiyal, J.)

September 8, 2005

NCM: